

Board of Commissioners

October 4, 2011 – 8:15 a.m.

Meeting called to order by President Gogel. Parties present are as follows: Gogel, Logsdon, Toler, Board Attorney Lindsey, Auditor Lynam, Hwy Superintendent Painter and Engineer Lloyd.

Minutes

September 6, 2011 minutes; Logsdon made a motion to accept the minutes as presented except on page 1 under Lincoln Boyhood National Memorial paragraph fifth line should read “Toler seconded motion” instead of Gogel.

Toler seconded Logsdon’s motion to approve September 6<sup>th</sup> 2011 minutes with change. All were in favor.

September 20, 2011 minutes; Second page under Chip and Seal Logsdon wanted the third sentence changed to read “Painter went on to say our income is same as 1999 income” and under Union Meeting the correct date is October 18<sup>th</sup> instead of October 20, 2011. Toler made a motion to approve minutes with the above changes. Logsdon seconded. All were in favor.

Claims

Two changes were made to the claim docket report Page 2 Claim #33 should read Vendor 2153 and name should read Henry Ayers and on page 5 claim #116 should read 19481 and name should be Brady Helms. Logsdon made a motion to approve the claims as presented. Toler seconded. All were in favor. One set of claims were signed.

Cleaning

Commissioners suggested to Auditor to contact Clay Middleton to request his services in form of a written quote for services.

EMS Building

Bid Opening

Four bids specs were picked up in the Auditors office. Two bids were received by the Auditors office. Attorney Jeff Lindsey opened the first bid from Mullis Custom Homes, Inc. bid \$11,719. Second Bid opened was from (David) Enlow Masonry Construction in the amount of \$8,800. Budgeted amount for this roof job \$10,000. Logsdon made a motion to take under advisement bids just opened, and if bids meet the bid specs that the bids be awarded to the lowest bidder. Toler seconded. All were in favor.

## Legal

### Communication Tower

Signature needed for the Issue of Notice to proceed with the New Chrisney communication tower. Lindsey stated that KGI wireless is a company that secures leases for erecting antennas to already established towers. With our new communication tower being erected in Chrisney it could hold possibly 3. There was discussion. Lindsey stated he would obtain a packet that they could further research on this topic. KGI wireless would charge a percentage for this service.

### INDOT - Drug & Alcohol Policy

Attorney Lindsey stated that he researched the INDOT Drug & Alcohol Policy and the state does not include any where in their policy testing of hair samples. They are primarily focused on urine testing. Lindsey felt we would have a problem including hair samples. Toler spoke on the sharing of prescription drugs between family and friends on the job. This is a felony per Lindsey. Hair Testing will detect drugs between 90 and 180 days. Testing is done at pre-employment, random, after an accident and under reasonable suspicion. Discussion of an addendum to this policy which will include the hair sample was discussed. Lindsey will further research this matter. Toler made a motion to approve this policy presented by Lindsey. Logsdon seconded. All were in favor.

### Highway Report

Painter received three proposals on electrical wiring for the truck building at the county garage. Each company that gave proposals to Painter were given a list of what was needed for lighting, receptacles and how the wiring was to be run. L & M Electric, Joe Carpenter, and Fischer Electric were the companies that gave proposals, which Painter showed to the commissioners for consideration. It was agreed that Cum Bridge would be where the bill would be paid from. Logsdon made a motion to award the electrical work to the low bidder Fisher Electric on the new machinery storage building proposal of \$16,390. The other two bids were \$21,350 and \$20,913. Toler seconded. All were in favor. There was discussion of the roads that the county will take over after INDOT completes paving.

### Gohmann Asphalt

Gohmann Asphalt has not completed all of their work as yet due to the bridge work in Louisville, KY that they had to work on. They currently have 5 roads to complete as yet. They have been working with Painter on this delay.

### Patriot Engineers

Engineer Lloyd spoke to Jeff Young with Patriot and they will do coring next week.

### Engineer Report

Engineer Lloyd spoke to Bobby Howard, Warrick County Engineer, on Friday, September 30, 2011 concerning old state road 66 out of Hatfield heading out toward Warrick County (the bridge that connects Warrick County to Spencer County). Howard has been recommended by their bridge inspectors that this bridge will have to be shut down completely. Logsdon asked if it was the old Yankeetown Bridge. Lloyd stated that is correct. This is their bridge. Lloyd questioned do we need to post the signs at the intersection on our end. Lloyd stated she would let them know more as she receives word. Logsdon asked Painter and Toler to work on this.

### INDOT

Lloyd received letter September 26, 2011 thanking the county for our letter to INDOT relinquishing the grant funds on the Huffman Mill Covered Bridge project (Des 0800731) - \$1,231,680 in National Historic Bridge Funds and Base Road/CR 350 N Reconstruction project (Des 0200831) - \$2,609,600 in Group IV Funds. Letter requested if Spencer County should wish to apply for funding at a later date, that this letter be attached to the application to receive additional favorable consideration during the next call process.

### Vandalism

One of the county's tractor and mower has been vandalized. The battery was left but the grill was torn out and the copper wiring was removed.

### EMA

Madison Seibs and Al Perdue came before the commissioners with an MOU. The MOU had been previously presented. There has been a change made in the fourth paragraph of the MOU in the third line after response "assuming the generator is available and the operational tempo will allow for the resources to deploy" has been added. This means that the generator will not leave the county as long as the generator is needed in Spencer County and will be returned if Spencer County needs it. FEMA will reimburse the county during a Presidential resolution.

Another agreement should be attached to this agreement concerning the reimbursement process. Perdue had further reservations on the liability responsibilities. This is a heavy generator and a regular pick-up truck cannot transport it and the generator has to be wired up it is not a simple plug in type wiring. This was discussed and agreed there should be more language as to these type issues. Perdue and Lindsey will discuss this matter and report back. Logsdon asked Painter if County has a two-ton truck with electric brakes. Painter stated we have two. Logsdon made a motion to enter into a MOU with Indiana Homeland Security, District 10 and Spencer County contingent on matters discussed in this meeting concerning the towing to and from locations and the supervision of hooking up of the wiring once it is on site being drafted by our EMA director. Toler seconded. Gogel asked if all were in favor. Lindsey asked if he could make a suggestion. Lindsey stated why not revise your MOU before you act on it unless you are in a hurry to do so. Perdue stated that there is a rush on this matter. Madison Seibs stated that if she could get a copy of our minutes to reflect that this MOU is acceptable with a revision to be executed at a later meeting that would be helpful concerning Grant points. Logsdon moved that his motion be stricken. Toler seconded. All were in favor. It was decided that it would be executed at the October 18<sup>th</sup> meeting.

#### Project Lifesaver

Perdue stated that basically Project Lifesaver is a national program that utilizes electronic equipment to locate people that are apt to wander, such as people with Alzheimer's and Autism. Spencer County has received a grant for the equipment and the training. Next step is the promotion of Project Lifesaver to Spencer County residents. Spencer County has two transmitters. Perdue stated we need to see if there are any clubs or others that will support this program. Each client must have a responsible care-giver 24/7. Cost per transmitter is \$300. There is a maintenance fee of \$25 per month, which covers the cost of the batteries that are replaced monthly. The search and rescue team has said they would help in checking batteries once a month with client's that would come in their jurisdiction. If something would happen to that client then they (search and rescue team member) would be the one that would be the first contact for the client. Liability clause -- there is no liability to Spencer County if the client is not found. The client could cut bracelet off and team could find the bracelet and not the client. Project Lifesaver is a useful aid only.

#### Ordinance 2011-10

Lindsey presented to the commissioners a model type ordinance 2011-10 that Perdue had asked him to present for consideration. It is basically a weather related declaration of local travel advisory. There was discussion. Logsdon made a motion to take this under advisement. Toler seconded. All were in favor.

#### Lexis Nexis

Lexis Nexis is an online access to Indiana codes. County Commissioners and Auditor have access to this service of which the county pays a \$33/month charge. The Auditor included this in the Commissioners packet for their consideration to eliminate this service since we have legal guidance. Logsdon made a motion to terminate Lexis Nexis. Toler seconded. All were in favor.

#### Clerk

#### Amendment

Clerk Harney came before the Commissioners to discuss Re-Precincting cleaning up of the current county maps. Harney advised the Commissioners of some needed changes. Harney also presented to the Commissioners an "Amended Notice to the Voters" of which would be published to designate the polling locations for the November 8, 2011 General Election. Toler made a motion to add Harrison 2 and Ohio 4 to the city elections. Logsdon seconded. All were in favor. Notice was executed by the Commissioners for the adding of 11 voters in the town of Santa Claus (Harrison 2) and 3 voters in the city of Rockport (Ohio 4).

#### Resolution

There were three problem areas of which needed to be cleaned up on the county maps as was suggested by the State Election Board office. 1) Eighth Congressional District a section moved to Ohio 2 and another section moved to Ohio 1. 2) Moving a small section of Clay 01 to Clay 02. 3) To clean up a small section in the Eighth Congressional District to be moved to Luce 3. Maps were presented to the Commissioners for clarification. Resolution was presented to Commissioners from Harney to be executed accepting these 3 changes. Toler made a motion accept these re-precinct changes to the maps. Logsdon seconded. All were in favor. Harney will bring to the Auditor the original and a copy will be sent to the state.

Bituminous

Workmen's compensation was discussed concerning the Coroners office. Logsdon suggested Bliss McKnight and Dale State Agency come to the next meeting on October 18, 2011. Workmen's compensation will be up for renewal on December 31, 2011. There was discussion on the matter. Logsdon stated if we are going to be asking for quotes for workmen's compensation we need to have a discussion now.

Recess/Reconvened

Toler made a motion to recess at 10:30 a.m. for the purpose of the county attorney to study the EMS Roof Project bids. Logsdon seconded. All were in favor.

Commissioners reconvened at 10:43 a.m.

Continuation on EMS Roof bidding

Attorney Lindsey recommended low bidder (David) Enlow Masonry Construction in the amount of \$8,800 due to there being no other distinguishing factors other than bid amount. Toler made a motion to accept the low bidder (David) Enlow Masonry Construction in the amount of \$8,800. Logsdon seconded. All were in favor.

SRI

Lindsey stated if the county wants to take title to any property that did not sell at the Tax Sale, then the county would have to go through the same process as any other buyer of property at a tax sale in obtaining a tax deed then the county can sell it or do whatever the county would want to do with it. On a Certificate sale the County does not take title to the property. The Commissioners would need to make the determination as to whether County would like to take title or not to take title. 120 days from September 7, 2011 if the property from Tax sale has not been redeemed the Commissioners will need to decide what they should do with the unsold tax sale properties.

County Roads

Commissioners brainstormed concerning county roads being gravel vs. chip and seal. Interest rates are best now and County could let CEDIT money pay note payment to pave the county roads. Excess CEDIT funds were discussed as to how to better the county road situations.

Adjourned

Logsdon made a motion to adjourn. Toler seconded. All were in favor.

Board of Commissioners meeting adjourned at 11:20 a.m.

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President  
Attest:

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Donna J. Lynam, Auditor